

1 TOWNSEND AND TOWNSEND AND CREW LLP  
 2 ERIC P. JACOBS (State Bar No. 88413)  
 3 PETER H. GOLDSMITH (State Bar No. 91294)  
 4 ROBERT A. MCFARLANE (State Bar No. 172650)  
 5 IGOR SHOIKET (State Bar No. 190066)  
 6 Two Embarcadero Center, 8th Floor  
 7 San Francisco, California 94111  
 Telephone: (415) 576-0200  
 Facsimile: (415) 576-0300  
 E-mail: epjacobs@townsend.com  
 phgoldsmith@townsend.com  
 ramcfarlane@townsend.com  
 ishoiket@townsend.com

8 Attorneys for Defendant and Counterclaimant  
 9 FAIRCHILD SEMICONDUCTOR CORPORATION

10 UNITED STATES DISTRICT COURT  
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION

13  
 14 ALPHA & OMEGA SEMICONDUCTOR,  
 15 INC., a California corporation; and  
 16 ALPHA & OMEGA SEMICONDUCTOR,  
 LTD., a Bermuda corporation,

17 Plaintiffs and Counterdefendants,

18 v.

19 FAIRCHILD SEMICONDUCTOR  
 CORP., a Delaware corporation,

20 Defendant and Counterclaimant.

21 Case No. C 07-2638 JSW (EDL)  
 22 (Consolidated with Case No. C 07-2664 JSW)

**23 ADMINISTRATIVE MOTION FOR AN  
 ORDER PERMITTING THE FILING OF  
 DOCUMENTS UNDER SEAL  
 PURSUANT TO CIVIL L.R. 79-5(c) AND  
 CIVIL L.R. 79-5(d)**

24 Date: September 16, 2008  
 Time: 2:00 p.m.  
 Courtroom: E, 15th Floor  
 Hon. Elizabeth D. Laporte

25  
 26 AND RELATED COUNTERCLAIMS.  
 27  
 28

## **Civil L.R. 79-5(c) Motion**

Defendant and Counterclaimant Fairchild Semiconductor Corporation ("Fairchild"), submits this Administrative Motion with the Court pursuant to Civil Local Rules 7-11 and 79-5(c) for permission to file the following documents under seal:

**CONFIDENTIAL EXHIBITS 2 AND 3 TO THE DECLARATION OF LEONARD J. AUGUSTINE JR. IN SUPPORT OF FAIRCHILD SEMICONDUCTOR CORPORATION'S REPLY TO AOS'S OPPOSITION TO FAIRCHILD'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS**

This Administrative Motion is made pursuant to the Court's Order Granting Stipulated Protective Order, entered on August 2, 2007 [Docket No. 27], and is narrowly tailored to seal only that material for which good cause to seal has been established.

Pursuant to Local Rule 79-5(c), sealed copies of the above-described Confidential Exhibits 2 and 3 are being lodged with the clerk.

Submitted herewith is a Proposed Order granting Fairchild's Administrative Motion to file the foregoing documents under seal, and the Declaration of Leonard J. Augustine, Jr. in support of this Administrative Motion.

## **Civil L.R. 79-5(d) Motion**

Defendant and Counterclaimant Fairchild Semiconductor Corporation ("Fairchild"), submits this Administrative Motion with the Court pursuant to Civil Local Rules 7-11 and 79-5(d) for permission to file the following documents under seal:

**FAIRCHILD SEMICONDUCTOR CORPORATION'S CONFIDENTIAL REPLY TO  
AOS'S OPPOSITION TO FAIRCHILD'S MOTION TO COMPEL PRODUCTION OF  
DOCUMENTS AND DECLARATION OF DR. RICHARD A. BLANCHARD IN  
SUPPORT OF FAIRCHILD SEMICONDUCTOR CORPORATION'S REPLY TO  
AOS'S OPPOSITION TO FAIRCHILD'S MOTION TO COMPEL PRODUCTION  
OF DOCUMENTS**

Fairchild submits this Administrative Motion because Fairchild Semiconductor Corporation's Reply To AOS's Opposition To Fairchild's Motion To Compel Production of Documents and the Declaration of Dr. Richard A. Blanchard contains information that has been designated by AOS as

1 "Highly Confidential, Attorneys' Eyes Only" pursuant to the Court's Order Granting Stipulated  
2 Protective Order, entered on August 2, 2007 [Docket No. 27].

3 Pursuant to Civil L.R. 79-5(d), within five (5) days of the filing of this Administrative Motion,  
4 the designating party, AOS, must file with the Court and serve a declaration establishing that the  
5 designated information is sealable, and must lodge and serve a narrowly tailored proposed sealing  
6 order, or must withdraw the designation of confidentiality.

7  
8 DATED: September 3, 2008

Respectfully submitted,

9 TOWNSEND AND TOWNSEND AND CREW LLP

10  
11 By: /s/ Leonard J. Augustine, Jr.  
12 Leonard J. Augustine, Jr.

13 Attorneys for Defendant and Counterclaimant  
FAIRCHILD SEMICONDUCTOR CORPORATION

14  
15 61482255 v2